

JOURNAL OF THE HOUSE.

Thursday, July 10, 2008.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God of Forgiveness and Truth, we take this moment for personal reflection and to offer a prayer of thanks to You, Our Creator, for our blessings. We depend upon You and Your guidance in our daily effort to make the right, reasonable and ethical legislative and personal decisions. Help us, as elected leaders, to be fully aware of the concerns of the people in our districts who struggle each day to carry out their personal and family responsibilities. In this changing world with a need for creativity, new skills, intellectual and human, teach us to encourage all people, especially our youth, to utilize their personal talents wisely and productively. May the accomplishments of our elected predecessors, their values, their principles and their wisdom guide us in planning for the future of the Commonwealth and the people.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Statement of Representative Coakley-Rivera of Springfield.

A statement of Mr. Coakley-Rivera of Springfield was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was not able to be present in the House Chamber for the remainder of yesterday's sitting due to illness. Had I been present for the taking of yea and nay numbers 420 and 424, I would have voted, in each instance, in the affirmative. Had I been present for the taking of yea and nay numbers 421, 422 and 423, I would have voted, in each instance, in the negative. Any roll calls that I missed yesterday was be due entirely to the reason stated. Representative Coakley-Rivera of Springfield.

Statement of Representative Speranzo of Pittsfield.

A statement of Mr. Speranzo of Pittsfield was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was not able to be present in the House Chamber for the remainder of yesterday's sitting due to a previously scheduled family commitment. Had I been present for the taking of yea and nay numbers 420 and 424, I would have voted, in each instance, in the affirmative. Had I been present for the taking of yea and nay numbers 421, 422 and 423, I would have voted, in each instance, in the negative. Any roll calls that I missed yesterday was be due entirely to the reason stated. Representative Speranzo of Pittsfield.

Resolutions.

Resolutions (filed with the Clerk by Ms. Peake of Provincetown) honoring the dedication of the newly rebuilt Saint Peter the Apostle Church in Provincetown, were referred, under Rule 85, to the committee on Rules.

Mr. Scaccia of Boston, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Ms. Peake, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Mr. Hargraves of Groton presented a petition (subject to Joint Rule 12) of Steven C. Panagiotakos and Robert S. Hargraves for legislation to include the town of Pepperell in the economic target and opportunity areas of the Devins Regional Enterprise Zone; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Ms. Provost of Somerville, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Binienda of Worcester, petition (subject to Joint Rule 12) of John J. Binienda and William M. Straus for legislation to provide for a two-day exemption from the sales tax in the month of August in the current year.

By Mr. Bradley of Hingham, joint petition (subject to Joint Rule 12) of Garrett J. Bradley and Robert L. Hedlund for legislation to define "medium speed electric vehicles" and providing for the licensing and operation of such vehicles in the Commonwealth.

By Mr. Cabral of New Bedford, petition (subject to Joint Rule 12) of Antonio F. D. Cabral and others for legislation to further regulate the "bullying" of students in the public schools in the Commonwealth.

By Mr. Flynn of Bridgewater, petition (subject to Joint Rule 12) of David L. Flynn and Marc R. Pacheco relative to the eligibility of Thomas W. Chiocca for certain creditable service under the public employees retirement law.

By Mr. Fresolo of Worcester, petition (subject to Joint Rule 12) of John P. Fresolo relative to clarifying the retirement of public employees previously employed under another public retirement system.

By Mr. Lantigua of Lawrence, petition (subject to Joint Rule 12) of William Lantigua for legislation to further regulate the penalties imposed for failure to report lost or stolen firearms.

By the same member, petition (subject to Joint Rule 12) of William Lantigua for legislation to further regulate the penalties imposed for failure to renew certain firearm identification cards and licenses to carry firearms.

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By Mr. Miceli of Wilmington, petition (subject to Joint Rule 12) of James R. Miceli relative to the demolition, removal and site cleanup of abandoned houses at the Tewksbury State Hospital. Severally, under Rule 24, to the committee on Rules.

Reports of Committees.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of James R. Miceli that the Division of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land in the town of Wilmington to A & S Towing, Inc. To the committee on Bonding, Capital Expenditures and State Assets.

Petition (accompanied by bill) of James R. Miceli for legislation to expand the definition of the central register for missing children to include certain elderly persons with dementia. To the committee on Public Safety and Homeland Security.

Joint petition (accompanied by bill) of James E. Timilty and John H. Rogers for legislation to establish a sick leave bank for Timothy M. Larkin, an employee of the Division of Information Technology of the Commonwealth. To the committee on Public Service.

Petition (accompanied by bill) of James R. Miceli for legislation to regulate the fees charged by the Registry of Motor Vehicles for renewal of reserved or special plates. To the committee on Transportation.

Petition (accompanied by bill) of James R. Miceli that the Commissioner of Veterans' Services be authorized to provide headstones for certain deceased members of the National Guard. To the committee on Veterans and Federal Affairs.

Under suspension of the rules, on motion of Ms. Provost of Somerville, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Mr. Scaccia of Boston, for the committee on Rules, on the Order relative to authorizing the committee on Public Service to make an investigation and study of certain House documents concerning active and retired public employees (House, No. 4895) reported, in part, asking to be discharged from further consideration of the joint petition (accompanied by bill, House, No. 4777) of Patricia A. Walrath and Pamela P. Resor (by vote of the town) relative to exempting the position of police captain in the town of Hudson from the provisions of civil service law,- - and recommending that the same be recommitted to the committee on Public Service. Under Rule 42, the report was considered forthwith; and it was accepted.

A report of the committee on Economic Development and Emerging Technologies, ought NOT to pass (under Joint Rule 10), on the joint petition (accompanied by bill, House, No. 4822) of William M. Straus, Joan M. Menard and others for legislation to further regulate "online" advertising on the Internet, was considered, under suspension of the rules, on motion of Ms. Khan of Newton.

Pending the question on acceptance of the report, the petition was recommitted, on motion of Mr. Bosley of North Adams, to the committee on Economic Development and Emerging Technologies.

Subsequently Mr. Bosley of North Adams, for said committee, reported asking to be discharged from further consideration of the foregoing recommitted joint petition,- - and

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recommending that the same be referred to the committee on Consumer Protection and Professional Licensure. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration

Of the Bill relative to independent voters (House, No. 682, changed); and

Of the Bill relative to the disclosure of information held by the Disabled Persons Protection Commission pursuant to General Laws Chapter 19C (House, No. 937);

And recommending that the same severally be referred to the committee on Ways and Means.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Wagner of Chicopee, for the committee on Transportation, on a recommitted petition, a Bill permitting the use of traffic control signal violation monitoring system devices as a means of promoting traffic safety in the cities of the Commonwealth (House, No. 3512, changed in section 1, in line 66, by striking out the following: "One Hundred Dollars (\$100.00)" and inserting in place thereof the following: "Twenty-Five Dollars (\$25.00)"; and in section 3, in line 121 and also in line 122, by striking out the following: "\$20" and inserting in place thereof, in each instance, the following: "\$25", and in lines 163 and 164 by striking out the words "The Massachusetts state Department of Transportation" and inserting in place thereof the words "Executive Office of Transportation and Public Works"). Read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Scaccia of Boston, for the committee on Rules, that the Bill relative to the Middlesex Canal Commission (House, No. 813) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Scaccia of Boston, for the committee on Rules, on House No. 4950, reported, in part, a Bill authorizing the town of Natick to grant eight additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 4831) [Local Approval Received].

By Mr. Wagner of Chicopee, for the committee on Transportation, on a petition, a Bill designating a certain bridge in the city of Worcester as the State Trooper Paul F. Barry Memorial Bridge (House, No. 4869).

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Motion to Reconsider.

Mr. Golden of Lowell moved that the vote be reconsidered by which the House, on Thursday, June 26, passed to be engrossed the House Bill relative to the long term care career ladder grant program (House, No. 613) and the motion to reconsider was considered forthwith; and it prevailed.

Pending the recurring question on passing the bill to be engrossed, the committee on Bills in the Third Reading reported recommending that the bill be amended by substitution of a bill with the same title (House, No. 4953), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Order.

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On motion of Mr. DiMasi of Boston,--

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At a quarter after eleven o'clock A.M., on motion of Ms. Rogeness of Longmeadow (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.